

2003 DRAFTING REQUEST**Bill**Received: **06/19/2003**Received By: **mglass**Wanted: **As time permits**

Identical to LRB:

For: **Garey Bies (608) 266-5350**By/Representing: **Andy Nowlan**This file may be shown to any legislator: **NO**Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - LWSR stewardship**

Extra Copies:

Submit via email: **NO****Pre Topic:**

No specific pre topic given

Topic:

Donations to the stewardship program

Instructions:

Create a separate fund or appropriation to allow persons to make donations to the stewardship program, ie for the purposes for which moneys are provided under s. 20.866 (2) (ta)

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?							S&L
/1	mglass 08/11/2003	kfollett 08/14/2003	pgreensl 08/15/2003		lemery 08/15/2003	lemery 08/21/2003	
		kfollett 08/15/2003					

FE Sent For:

<END>

2003 DRAFTING REQUEST

Bill

Received: **06/19/2003**

Received By: **mglass**

Wanted: **As time permits**

Identical to LRB:

For: **Garey Bies (608) 266-5350**

By/Representing: **Andy Nowlan**

This file may be shown to any legislator: **NO**

Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - LWSR stewardship**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Donations to the stewardship program

Instructions:

Create a separate fund or appropriation to allow persons to make donations to the stewardship program, ie for the purposes for which moneys are provided under s. 20.866 (2) (ta)

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?				_____			S&L
/1	mglass 08/11/2003	kfollett 08/14/2003	pgreensl 08/15/2003	_____	lemery 08/15/2003		
		kfollett 08/15/2003		_____			

FE Sent For:

<END>

2003 DRAFTING REQUEST**Bill**Received: **06/19/2003**Received By: **mglass**Wanted: **As time permits**

Identical to LRB:

For: **Garey Bies (608) 266-5350**By/Representing: **Andy Nowlan**This file may be shown to any legislator: **NO**Drafter: **mglass**

May Contact:

Addl. Drafters:

Subject: **Nat. Res. - LWSR stewardship**

Extra Copies:

Submit via email: **NO**

Pre Topic:

No specific pre topic given

Topic:

Donations to the stewardship program

Instructions:

Create a separate fund or appropriation to allow persons to make donations to the stewardship program, ie . , for the purposes for which moneys are provided under s. 20.866 (2) (ta)

Drafting History:

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/?	mglass	11/15 8/15	8/15 P8	8/15 P8			

FE Sent For:

<END>



State of Wisconsin
2003-2004 LEGISLATURE

LRB-2873/3

MGG: [signature]

RMR

8/18 or 8/19

soon
(in 8/11/03)

PRELIMINARY DRAFT - NOT READY FOR INTRODUCTION

Gen

- 1 AN ACT ...; relating to: creation of the stewardship 2000 trust fund and making
2 an appropriation.

2000

Analysis by the Legislative Reference Bureau

Current law authorizes the state to incur public debt for certain conservation activities under the Warren Knowles-Gaylord Nelson stewardship 2000 program, which is administered by the Department of Natural Resources (DNR). The state may incur this debt under this program to acquire land for the state for conservation purposes and may award grants or state aid to certain local governmental units, including the Kickapoo Reserve Management Board, and nonprofit conservation organizations to acquire lands for these conservation purposes. Current law provides no other funding for the stewardship 2000 program.

This bill creates the stewardship 2000 trust fund. Under the bill, all gifts, grants, bequests, and other contributions (donations) made to the stewardship 2000 trust fund may only be used for the stewardship program.

For further information see the *state and local* fiscal estimate, which will be printed as an appendix to this bill.

The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:

- 3 SECTION 1. 20.370 (1) ^{mw}_(mw) of the statutes is created to read:

(I) Warren Knowles-Gaylord Nelson
 (mw) stewardship 2000 program.

1 20.370 (1) (mw) From the stewardship 2000 trust fund, a sum sufficient for the
 2 Warren Knowles-Gaylord Nelson stewardship 2000 program under s. 23.0917.

3 SECTION 2. 23.09 (2p) (b) of the statutes is amended to read:

4 23.09 (2p) (b) Except as provided in par. (c), an amount of money equal to the
 5 value of the donation under par. (a) shall be released from the appropriation under
 6 s. 20.370 (1) (mw) or 20.866 (2) (ta) or (tz) or both, or from any combination of these
 7 appropriations, to be used for land acquisition activities for the same project for
 8 which any donation was made on or after August 9, 1989. The department shall
 9 determine how the moneys being released are to be allocated from these
 10 appropriations. This paragraph does not apply to transfers of land from agencies
 11 other than the department.

History: 1971 c. 40 s. 93; 1971 c. 125 s. 522 (1); 1971 c. 215, 277, 326; 1973 c. 251, 298, 333; 1975 c. 39 ss. 249, 249a, 250m, 734; 1975 c. 91, 200, 224, 365; 1977 c. 29, 402, 406; 1979 c. 34 ss. 699m to 701g, 2102 (39) (a); 1979 c. 89; 1981 c. 20 ss. 598 to 599s, 2202 (38) (c); 1981 c. 295; 1981 c. 390 s. 252; 1983 a. 27, 243; 1985 a. 29, 65, 322; 1985 a. 332 ss. 34, 251 (1); 1987 a. 27, 98, 295, 403; 1989 a. 31, 336, 359; 1991 a. 39, 269, 309; 1993 a. 16, 343, 436, 490; 1995 a. 27, 218, 257, 349, 417; 1997 a. 27, 35, 248, 313; 1999 a. 9, 32, 83; 2001 a. 38, 56, 104, 109.

12 SECTION 3. 23.09 (19) (cg) of the statutes is amended to read:

13 23.09 (19) (cg) The department may award grants from the appropriation
 14 under s. 20.370 (1) (mw) or 20.866 (2) (ta) for the acquisition of land or rights in land
 15 for urban green space under this subsection only for the purposes of nature-based
 16 outdoor recreation.

History: 1971 c. 40 s. 93; 1971 c. 125 s. 522 (1); 1971 c. 215, 277, 326; 1973 c. 251, 298, 333; 1975 c. 39 ss. 249, 249a, 250m, 734; 1975 c. 91, 200, 224, 365; 1977 c. 29, 402, 406; 1979 c. 34 ss. 699m to 701g, 2102 (39) (a); 1979 c. 89; 1981 c. 20 ss. 598 to 599s, 2202 (38) (c); 1981 c. 295; 1981 c. 390 s. 252; 1983 a. 27, 243; 1985 a. 29, 65, 322; 1985 a. 332 ss. 34, 251 (1); 1987 a. 27, 98, 295, 403; 1989 a. 31, 336, 359; 1991 a. 39, 269, 309; 1993 a. 16, 343, 436, 490; 1995 a. 27, 218, 257, 349, 417; 1997 a. 27, 35, 248, 313; 1999 a. 9, 32, 83; 2001 a. 38, 56, 104, 109.

17 SECTION 4. 23.09 (20) (am) of the statutes is amended to read:

18 23.09 (20) (am) Any governmental unit may apply for state aids for the
 19 acquisition and development of recreational lands and rights in lands. State aids
 20 under this subsection that are expended from the appropriation under s. 20.370 (1)
 21 (mw) or 20.866 (2) (ta) may only be used for nature-based outdoor recreation. State
 22 aids received by a municipality shall be used for the development of its park system

in accordance with priorities based on comprehensive plans submitted with the application and consistent with the outdoor recreation program under s. 23.30. An application under this subsection shall be made in the manner the department prescribes.

History: 1971 c. 40 s. 93; 1971 c. 125 s. 522 (1); 1971 c. 215, 277, 326; 1973 c. 251, 298, 333; 1975 c. 39 ss. 249, 249a, 250m, 734; 1975 c. 91, 200, 224, 365; 1977 c. 29, 402, 406; 1979 c. 34 ss. 699m to 701g, 2102 (39) (a); 1979 c. 89; 1981 c. 20 ss. 598 to 599s, 2202 (38) (c); 1981 c. 295; 1981 c. 390 s. 252; 1983 a. 27, 243; 1985 a. 29, 65, 322; 1985 a. 332 ss. 34, 251 (1); 1987 a. 27, 98, 295, 403; 1989 a. 31, 336, 359; 1991 a. 39, 269, 309; 1993 a. 16, 343, 436, 490; 1995 a. 27, 218, 257, 349, 417; 1997 a. 27, 35, 248, 313; 1999 a. 9, 32, 83; 2001 a. 38, 56, 104, 109.

SECTION 5. 23.09 (20m) (b) of the statutes is amended to read:

23.09 (20m) (b) The department shall establish a program to award grants from the ^{no strike} ~~appropriation~~ ^{no strike} ~~appropriations~~ under ~~s. 20.370 (1) (m) or 20.866 (2) (ta)~~ to governmental units and nonprofit conservation organizations to acquire development rights in land for nature-based outdoor recreation. The grants shall be limited to no more than 50% of the acquisition costs of the development rights. (mw)

History: 1971 c. 40 s. 93; 1971 c. 125 s. 522 (1); 1971 c. 215, 277, 326; 1973 c. 251, 298, 333; 1975 c. 39 ss. 249, 249a, 250m, 734; 1975 c. 91, 200, 224, 365; 1977 c. 29, 402, 406; 1979 c. 34 ss. 699m to 701g, 2102 (39) (a); 1979 c. 89; 1981 c. 20 ss. 598 to 599s, 2202 (38) (c); 1981 c. 295; 1981 c. 390 s. 252; 1983 a. 27, 243; 1985 a. 29, 65, 322; 1985 a. 332 ss. 34, 251 (1); 1987 a. 27, 98, 295, 403; 1989 a. 31, 336, 359; 1991 a. 39, 269, 309; 1993 a. 16, 343, 436, 490; 1995 a. 27, 218, 257, 349, 417; 1997 a. 27, 35, 248, 313; 1999 a. 9, 32, 83; 2001 a. 38, 56, 104, 109.

SECTION 6. 23.0917 (6) (a) of the statutes is amended to read:

23.0917 (6) (a) The department may not obligate from the appropriation under s. ~~20.370 (1) (m) or~~ 20.866 (2) (ta) for a given project or activity any moneys unless it first notifies the joint committee on finance in writing of the proposal. If the cochairpersons of the committee do not notify the department within 14 working days after the date of the department's notification that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys. If, within 14 working days after the date of the notification by the department, the cochairpersons of the committee notify the department that the committee has scheduled a meeting to review the proposal, the department may obligate the moneys only upon approval of the committee.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

SECTION 7. 23.0917 (7) (a) of the statutes is amended to read:

1 23.0917 (7) (a) Except as provided in pars. (b) and (c), for purposes of
2 calculating the acquisition costs for acquisition of land under ss. 23.09 (19), (20) and
3 (20m), 23.092 (4), 23.094 (3g), 23.096, 30.24 (4) and 30.277 from the appropriation
4 under s. 20.370 (1) ~~(mm)~~ or 20.866 (2) (ta), the acquisition costs shall equal the sum
5 of the land's current fair market value and other acquisition costs, as determined by
6 rule by the department.

(mw)

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

7 **SECTION 8.** 23.0917 (7) (e) of the statutes is amended to read:

8 23.0917 (7) (e) For any land for which moneys are proposed to be obligated from
9 the appropriation under s. 20.370 (1) ~~(mm)~~ or 20.866 (2) (ta) in order to provide a grant
10 or state aid to a governmental unit under s. 23.09 (19), (20), or (20m) or 30.277 or to
11 a nonprofit conservation organization under s. 23.096, the department shall use at
12 least 2 appraisals to determine the fair market value of the land. The governmental
13 unit or nonprofit conservation organization shall submit to the department one
14 appraisal that is paid for by the governmental unit or nonprofit conservation
15 organization. The department shall obtain its own independent appraisal. The
16 department may also require that the governmental unit or nonprofit conservation
17 organization submit a 3rd independent appraisal. The department shall reimburse
18 the governmental unit or nonprofit conservation organization up to 50% of the costs
19 of the 3rd appraisal as part of the acquisition costs of the land if the land is acquired
20 by the governmental unit or nonprofit conservation organization with moneys
21 obligated from the appropriation under s. 20.370 (1) ~~(mm)~~ or 20.866 (2) (ta). This
22 paragraph does not apply if the fair market value of the land is estimated by the
23 department to be \$200,000 or less.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

24 **SECTION 9.** 23.0917 (7) (f) 2. of the statutes is amended to read:

1 23.0917 (7) (f) 2. For any acquisition of any land that is funded with moneys
2 obligated from the appropriation under s. 20.370 (1) (mw) or 20.866 (2) (ta), the
3 department, within 30 days after the moneys are obligated, shall submit to the clerk
4 and the assessor of each taxation district in which the land is located a copy of every
5 appraisal in the department's possession that was prepared in order to determine the
6 fair market value of the land involved. An assessor who receives a copy of an
7 appraisal under this subdivision shall consider the appraisal in valuing the land as
8 provided under s. 70.32 (1).

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

9 **SECTION 10.** 23.0917 (8) (a) of the statutes is amended to read:

10 23.0917 (8) (a) The department may not obligate moneys from the
11 appropriation under s. 20.370 (1) (mw) or 20.866 (2) (ta) for the acquisition of land for
12 golf courses or for the development of golf courses.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

13 **SECTION 11.** 23.0917 (8) (b) of the statutes is amended to read:

14 23.0917 (8) (b) The department may not obligate moneys from the
15 appropriation under s. 20.370 (1) (mw) or 20.866 (2) (ta) for the acquisition or
16 development of land by a county or other local governmental unit or political
17 subdivision if the county, local governmental unit, or political subdivision acquires
18 the land involved by condemnation.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

19 **SECTION 12.** 23.0917 (8) (c) of the statutes is amended to read:

20 23.0917 (8) (c) The department may not obligate moneys from the
21 appropriation under s. 20.370 (1) (mw) or 20.866 (2) (ta) for the acquisition by a city,
22 village or town of land that is outside the boundaries of the city, village or town unless

1 the city, village or town acquiring the land and the city, village or town in which the
2 land is located approve the acquisition.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

3 **SECTION 13.** 23.0917 (8) (d) of the statutes is amended to read:

4 23.0917 (8) (d) The department may not acquire land using moneys from the
5 appropriation under s. 20.370 (1) (mw) or 20.866 (2) (ta) without the prior approval
6 of a majority of the members-elect, as defined in s. 59.001 (2m), of the county board
7 of supervisors of the county in which the land is located if at least 66% of the land
8 in the county is owned or under the jurisdiction of the state, the federal government,
9 or a local governmental unit, as defined in s. 66.0131 (1) (a). Before determining
10 whether to approve the acquisition, the county in which the land is located shall post
11 notices that inform the residents of the community surrounding the land of the
12 possible acquisitions.

History: 1999 a. 9, 185; 2001 a. 16, 30, 109.

13 **SECTION 14.** 23.092 (4) of the statutes is amended to read:

14 23.092 (4) The department may share the costs of implementing land
15 management practices with landowners, or with nonprofit organizations that are
16 qualified to enhance wildlife-based recreation if these organizations have the
17 landowner's permission to implement the practices. The department may share the
18 costs of acquiring easements for habitat areas with landowners or with these
19 nonprofit organizations. If the funding for cost-sharing under this subsection will
20 be expended from the appropriation under s. 20.370 (1) (mw) or 20.866 (2) (ta), the
21 amount expended for the cost-sharing may not exceed 50% of the cost of the
22 management practices or of the acquisition costs for the easement.

History: 1989 a. 31; 1991 a. 39; 1993 a. 16, 343; 1995 a. 27; 1999 a. 9; 2001 a. 38, 104.

23 **SECTION 15.** 23.092 (5) (a) of the statutes is amended to read:

1 23.092 (5) (a) The department shall determine the value of land or an easement
2 donated to the department that is within a habitat area and is dedicated for purposes
3 of habitat protection, enhancement or restoration. For an easement, the valuation
4 shall be based on the extent to which the fair market value of the land is diminished
5 by the transfer. Except as provided in par. (b), an amount of money equal to the value
6 of the donation shall be released from the appropriation under s. 20.370 (1) ~~mm~~ or
7 20.866 (2) (ta) or (tz) ~~or both~~, or from any combination of these appropriations, to be
8 used for habitat protection, enhancement or restoration activities for the same
9 habitat area in which any donation was made on or after August 9, 1989. The
10 department shall determine how the moneys being released are to be allocated from
11 these appropriations.

History: 1989 a. 31; 1991 a. 39; 1993 a. 16, 343; 1995 a. 27; 1999 a. 9; 2001 a. 38, 104.

12 **SECTION 16.** 23.094 (3g) of the statutes is amended to read:

13 23.094 (3g) ACQUISITION BY POLITICAL SUBDIVISION. A political subdivision may
14 acquire by gift, devise or purchase land adjacent to a stream identified as a priority
15 stream under sub. (2) or acquire by gift, devise or purchase a permanent stream bank
16 easement from the owner of the land. The department may make grants from the
17 appropriation under s. 20.866 (2) (tz) to political subdivisions to purchase these lands
18 and easements. The department may make grants under s. 23.096 from the
19 appropriation under s. 20.370 (1) ~~mm~~ ^{or} 20.866 (2) (ta) or (tz) or both from any
20 combination of these appropriations. Whenever possible, the land or easement shall
21 include the land within at least 66 feet from either side of the stream.

History: 1989 a. 31; 1991 a. 39, 309; 1993 a. 16; 1995 a. 227, 349; 1997 a. 27; 1999 a. 9; 2001 a. 38, 104.

22 **SECTION 17.** 23.094 (4) (a) of the statutes is amended to read:

23 23.094 (4) (a) The department shall determine the value of land or an easement
24 donated to the department for purposes of this section and for stream bank

1 protection under s. 23.096. For an easement, the valuation shall be based on the
2 extent to which the fair market value of the land is diminished by the transfer.
3 Except as provided in par. (b), an amount of money equal to the value of the donation
4 shall be released from the appropriation under s. ~~20.370 (1) (mw)~~ or 20.866 (2) (ta)
5 or (tz) ~~or both, or from any combination of these appropriations,~~ to be used to acquire
6 easements and land under this section and s. 23.096 for the same stream for which
7 any donation was made on or after August 9, 1989. The department shall determine
8 how the moneys being released are to be allocated from these appropriations.

9 History: 1989 a. 31; 1991 a. 39, 309; 1993 a. 16; 1995 a. 227, 349; 1997 a. 27; 1999 a. 9; 2001 a. 38, 104.

10 **SECTION 18.** 23.096 (2) (a) of the statutes is amended to read:

11 23.096 (2) (a) The department may award grants from the appropriation under
12 s. ~~20.370 (1) (mw)~~ or 20.866 (2) (ta) or (tz) to nonprofit conservation organizations to
13 acquire property for all of the purposes described in ss. 23.09 (2) (d) 1. to 7., 9., 11.,
14 12. and 15., (19), (20) and (20m), 23.092, 23.094, 23.17, 23.175, 23.27, 23.29, 23.293,
30.24 and 30.277.

15 History: 1989 a. 31; 1991 a. 309; 1993 a. 343; 1997 a. 27; 1999 a. 9.

16 **SECTION 19.** 23.098 (2) of the statutes is amended to read:

17 23.098 (2) The department shall establish a program to make grants from the
18 appropriations under ~~ss. 20.370 (1) (mw)~~ ^{STRIKE PERIOD} and 20.866 (2) (ta) and (tz) to friends
19 groups and nonprofit conservation organizations for projects for property
20 development activities on department properties. The department may not
encumber more than \$250,000 in each fiscal year for these grants.

21 History: 1991 a. 39; 1993 a. 461; 1997 a. 313; 1999 a. 9.

SECTION 20. 23.175 (3) (b) (intro.) of the statutes is amended to read:

23.175 (3) (b) (intro.) Expend an amount from the appropriation under s. 20.370 (1) ~~(mg)~~ or 20.866 (2) (ta) or (tz) ~~or both~~, or from any combination of these appropriations, that equals any of the following:

History: 1989 a. 31; 1991 a. 39; 1993 a. 72; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16, 90.

SECTION 21. 23.175 (3m) of the statutes is amended to read:

23.175 (3m) ALLOCATION BETWEEN APPROPRIATIONS. For purposes of sub. (3) (b), the department shall determine how the moneys being expended are to be allocated from the appropriations under ~~s. ss. 20.370 (1) ~~(mg)~~~~ and 20.866 (2) (ta) and (tz). The department may not allocate or expend any moneys from the appropriation under s. 20.866 (2) (ta) before July 1, 2000.

History: 1989 a. 31; 1991 a. 39; 1993 a. 72; 1995 a. 27; 1997 a. 27; 1999 a. 9; 2001 a. 16, 90.

SECTION 22. 23.27 (4) of the statutes is amended to read:

23.27 (4) NATURAL AREAS LAND ACQUISITION; CONTINUING COMMITMENT. It is the intent of the legislature to continue natural areas land acquisition activities from moneys available from the appropriations under ss. 20.370 (1) ~~(mg)~~ and (7) (fa) and 20.866 (2) (ta), (ts), and (tz). This commitment is separate from and in addition to the commitment to acquire natural areas under the Wisconsin natural areas heritage program. Except as provided in s. 23.0915 (2), the department may not expend from the appropriation under s. 20.866 (2) (tz) more than \$1,500,000 in each fiscal year for natural areas land acquisition activities under this subsection and for grants for this purpose under s. 23.096.

History: 1985 a. 29; 1987 a. 27; 1989 a. 31; 1991 a. 39, 269; 1997 a. 27; 1999 a. 9.

SECTION 23. 23.27 (5) of the statutes is amended to read:

23.27 (5) NATURAL AREAS LAND ACQUISITION; COMMITMENT UNDER THE WISCONSIN NATURAL AREAS HERITAGE PROGRAM. It is the intent of the legislature to initiate additional natural areas land acquisition activities with moneys available from the appropriations under ss. 20.370 (1) (mg) and ~~(mg)~~ and 20.866 (2) (ta), (tt) and (tz)

(mw)

1 under the Wisconsin natural areas heritage program. This commitment is separate
2 from and in addition to the continuing commitment under sub. (4). Moneys available
3 from the appropriations under ss. 20.370 (1) (mg) ^(mw) and ~~(tz)~~ and 20.866 (2) (ta), (tt)
4 and (tz) under the Wisconsin natural areas heritage program may not be used to
5 acquire land through condemnation. The department may not acquire land under
6 this subsection unless the land is suitable for dedication under the Wisconsin natural
7 areas heritage program and upon purchase or as soon after purchase as practicable
8 the department shall take all necessary action to dedicate the land under the
9 Wisconsin natural areas heritage program. Except as provided in s. 23.0915 (2), the
10 department may not expend from the appropriation under s. 20.866 (2) (tz) more
11 than \$500,000 in each fiscal year for natural areas land acquisition activities under
12 this subsection and for grants for this purpose under s. 23.096.

History: 1985 a. 29; 1987 a. 27; 1989 a. 31; 1991 a. 39, 269; 1997 a. 27; 1999 a. 9.

13 **SECTION 24.** 23.29 (2) of the statutes is amended to read:

14 23.29 (2) CONTRIBUTIONS; STATE MATCH. The department may accept
15 contributions and gifts for the Wisconsin natural areas heritage program. The
16 department shall convert donations of land which it determines, with the advice of
17 the council, are not appropriate for the Wisconsin natural areas heritage program
18 into cash. The department shall convert other noncash contributions into cash.
19 These moneys shall be deposited in the general fund and credited to the
20 appropriation under s. 20.370 (1) (mg). These moneys shall be matched by an equal
21 amount released from the appropriation under s. 20.370 (1) ^(mw) ~~(mg)~~ or 20.866 (2) (ta), ^(mw)
22 (tt) or (tz), or from any combination of these appropriations, to be used for natural

1 areas land acquisition activities under s. 23.27 (5). The department shall determine
2 how the moneys being released are to be allocated from these appropriations.

History: 1985 a. 29; 1987 a. 403; 1989 a. 31; 1999 a. 9. ✓

3 **SECTION 25.** 23.29 (3) of the statutes is amended to read:

4 23.29 (3) LAND DEDICATIONS; VALUATION; STATE MATCH. The department shall
5 determine the value of land accepted for dedication under the Wisconsin natural
6 areas heritage program. If the land dedication involves the transfer of the title in
7 fee simple absolute or other arrangement for the transfer of all interest in the land
8 to the state, the valuation shall be based on the fair market value of the land prior
9 to the transfer. If the land dedication involves the transfer of a partial interest in
10 land to the state, the valuation shall be based on the extent to which the fair market
11 value of the land is diminished by that transfer and the associated articles of
12 dedication. If the land dedication involves a sale of land to the department at less
13 than the fair market value, the valuation of the dedication shall be based on the
14 difference between the purchase price and the fair market value. An amount equal
15 to the value of land accepted for dedication under the Wisconsin natural areas
16 heritage program shall be released from the appropriation under s. 20.370 (1) (m) (mw)
17 or 20.866 (2) (ta), (tt) or (tz), or from any combination of these appropriations, to be
18 used for natural areas land acquisition activities under s. 23.27 (5). This subsection
19 does not apply to dedications of land under the ownership of the state. The
20 department shall determine how the moneys being released are to be allocated from
21 these appropriations.

History: 1985 a. 29; 1987 a. 403; 1989 a. 31; 1999 a. 9. ✓

22 **SECTION 26.** 23.29 (3) of the statutes is amended to read:

23 23.29 (3) LAND DEDICATIONS; VALUATION; STATE MATCH. The department shall
24 determine the value of land accepted for dedication under the Wisconsin natural

1 areas heritage program. If the land dedication involves the transfer of the title in
2 fee simple absolute or other arrangement for the transfer of all interest in the land
3 to the state, the valuation shall be based on the fair market value of the land prior
4 to the transfer. If the land dedication involves the transfer of a partial interest in
5 land to the state, the valuation shall be based on the extent to which the fair market
6 value of the land is diminished by that transfer and the associated articles of
7 dedication. If the land dedication involves a sale of land to the department at less
8 than the fair market value, the valuation of the dedication shall be based on the
9 difference between the purchase price and the fair market value. An amount equal
10 to the value of land accepted for dedication under the Wisconsin natural areas
11 heritage program shall be released from the appropriation under s. 20.370 (1) (mv)
12 or 20.866 (2) (ta), (tt) or (tz), or from any combination of these appropriations, to be
13 used for natural areas land acquisition activities under s. 23.27 (5). This subsection
14 does not apply to dedications of land under the ownership of the state. The
15 department shall determine how the moneys being released are to be allocated from
16 these appropriations.

History: 1985 a. 29; 1987 a. 403; 1989 a. 31; 1999 a. 9.

17 ~~SECTION 27.~~ 23.293 (4) of the statutes is amended to read:

18 23.293 (4) CONTRIBUTIONS AND GIFTS; STATE MATCH. The department may accept
19 contributions and gifts for the ice age trail program. The department may convert
20 gifts of land which it determines are not appropriate for the ice age trail program into
21 cash. The department may convert other noncash contributions and gifts into cash.
22 These moneys shall be deposited in the general fund and credited to the
23 appropriation under s. 20.370 (7) (gg). An amount equal to the value of all
24 contributions and gifts shall be released from the appropriation under s. 20.370 (1)

(mw)

1 ~~(mw)~~ or 20.866 (2) (ta), (tw) or (tz), or from any combination of these appropriations,
2 to be used for land acquisition and development activities under s. 23.17. The
3 department shall determine how the moneys being released are to be allocated from
4 these appropriations.

History: 1987 a. 399; 1989 a. 31; 1991 a. 39; 1997 a. 27; 1999 a. 9. ✓

SECTION 28. 23.293 (5) of the statutes is amended to read:

6 23.293 (5) LAND DEDICATIONS; VALUATION; STATE MATCH. The department shall
7 determine the value of land accepted for dedication under the ice age trail program.
8 If the land dedication involves the transfer of the title in fee simple absolute or other
9 arrangement for the transfer of all interest in the land to the state, the valuation of
10 the land shall be based on the fair market value of the land before the transfer. If
11 the land dedication involves the transfer of a partial interest in land to the state, the
12 valuation of the land shall be based on the extent to which the fair market value of
13 the land is diminished by that transfer and the associated articles of dedication. If
14 the land dedication involves a sale of land to the department at less than the fair
15 market value, the valuation of the land shall be based on the difference between the
16 purchase price and the fair market value. An amount equal to the valuation of the
17 land accepted for dedication under the ice age trail program shall be released from
18 the appropriation under s. 20.370 (1) ~~(mw)~~ or 20.866 (2) (ta), (tw) or (tz), or from any
19 combination of these appropriations, to be used for ice age trail acquisition activities
20 under s. 23.17. The department shall determine how the moneys being released are
21 to be allocated from these appropriations. This subsection does not apply to
22 dedications of land under the ownership of the state.

History: 1987 a. 399; 1989 a. 31; 1991 a. 39; 1997 a. 27; 1999 a. 9. ✓

SECTION 29. 25.17 (1) ~~(mw)~~ of the statutes is created to read:25.17 (1) ~~(mw)~~ Stewardship 2000 trust fund

(S. 25.299);

(tb)

1 ~~SECTION 30.~~ 25.299 of the statutes is created to read:

2 **25.299 Stewardship 2000 trust fund.** (1) There is established a separate
3 nonlapsible trust fund designated the stewardship 2000 trust fund, to consist of all
4 gifts, grants, or bequests or other contributions made to the stewardship 2000 trust
5 fund.

6 ~~SECTION 31.~~ 30.24 (2) (intro.) of the statutes is amended to read:

7 30.24 (2) AUTHORIZATION. (intro.) For the purposes of protecting bluff land, the
8 department may expend money from the appropriation under s. 20.370 (1) ~~(mw)~~ ^(mw) or
9 20.866 (2) (ta) for a program under which the department may do all of the following:

History: 1999 a. 9.

10 ~~SECTION 32.~~ 30.277 (1m) of the statutes is amended to read:

11 30.277 (1m) FUNDING. ~~Beginning in fiscal year 1992-93, from~~ From the
12 ~~appropriation~~ appropriations under s. ss. 20.370 (1) ~~(mw)~~ ^(mw) and 20.866 (2) (ta) and (tz),
13 the department shall award grants to governmental units to assist them in projects
14 on or adjacent to rivers that flow through urban areas. ~~The department may award~~
15 ~~these grants from the appropriation under s. 20.866 (2) (ta) beginning on~~
16 ~~July 1, 2000.~~

History: 1991 a. 269; 1993 a. 16, 343; 1997 a. 27; 1999 a. 9; 2001 a. 38, 105.

17 ~~SECTION 33.~~ 30.277 (2) (c) of the statutes is amended to read:

18 30.277 (2) (c) Grants awarded under this section from the appropriation under
19 s. 20.370 (1) ~~(mw)~~ ^(mw) or 20.866 (2) (ta) shall only be used for nature-based outdoor
20 recreation.

History: 1991 a. 269; 1993 a. 16, 343; 1997 a. 27; 1999 a. 9; 2001 a. 38, 105.

21 ~~SECTION 34.~~ 292.11 (9) (e) 1m. f. of the statutes is amended to read:

1 292.11 (9) (e) 1m. f. The local governmental unit acquired the property using
2 funds appropriated under s. 20.370 (1) (A) or 20.866 (2) (ta) or (tz).

3 **History:** 1995 a. 227 ss. 700, 703 to 707, 710, 993; 1997 a. 27, 35; 1999 a. 9; 1999 a. 150 s. 672; 2001 a. 16, 30.

(END)

(mw)



STEPHEN R. MILLER
CHIEF

State of Wisconsin

LEGISLATIVE REFERENCE BUREAU

100 NORTH HAMILTON STREET
5TH FLOOR
MADISON, WI 53701-2037

LEGAL SECTION: (608) 266-3561
LEGAL FAX: (608) 264-6948

August 15, 2003

MEMORANDUM

To: Representative Bies

From: Mary Gibson-Glass, Senior Legislative Attorney

Re: LRB-2873/1 Donations to the stewardship program

The attached draft was prepared at your request. Please review it carefully to ensure that it is accurate and satisfies your intent. If it does and you would like it jacketed for introduction, please indicate below for which house you would like the draft jacketed and return this memorandum to our office. If you have any questions about jacketing, please call our program assistants at 266-3561. Please allow one day for jacketing.

☒ JACKET FOR ASSEMBLY ☐ JACKET FOR SENATE

If you have any questions concerning the attached draft, or would like to have it redrafted, please contact me at (608) 267-3215 or at the address indicated at the top of this memorandum.

If the last paragraph of the analysis states that a fiscal estimate will be prepared, the LRB will request that it be prepared after the draft is introduced. You may obtain a fiscal estimate on the attached draft before it is introduced by calling our program assistants at 266-3561. Please note that if you have previously requested that a fiscal estimate be prepared on an earlier version of this draft, you will need to call our program assistants in order to obtain a fiscal estimate on this version before it is introduced.

Please call our program assistants at 266-3561 if you have any questions regarding this memorandum.

Barman, Mike

From: Barman, Mike
Sent: Thursday, September 04, 2003 9:56 AM
To: Rep.Bies
Subject: LRB 03-2873/1 (attached - requested by Andrew)



03-2873/1

Mike Barman

Mike Barman - Senior Program Asst. (PH. 608-266-3561)
(E-Mail: mike.barman@legis.state.wi.us) (FAX: 608-264-6948)

State of Wisconsin
Legislative Reference Bureau - Legal Section - Front Office
100 N. Hamilton Street - 5th Floor
Madison, WI 53703